

PATENT

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02/24/04

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/548,203 Confirmation No.: 6649  
Applicant : Theodore M. Osborne et al.  
Filed : April 13, 2000  
T.C./A.U. : 2122  
Examiner : Mary J. Steelman  
  
Docket No. : EMPIR-019PUS  
Customer No. : 022494

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being faxed to Examiner Mary J. Steelman at 703-746-7240 on the date set forth below.

Feb 20, 2004  
Date of Signature  
and Mail Deposit

By:

Kermit Robinson  
Kermit Robinson  
Reg. No. 48,734

INFORMATION DISCLOSURE STATEMENT

MS Group Art Unit #2122  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO form PTO/SB/08A (Formerly #1449). The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[ ] (1) The enclosed Information Disclosure Statement is being filed: within three months of the filing date; or within three months of the entry of the national stage of the above-identified application; or before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. §1.114. Accordingly, Applicant(s) believes that no fee or statement is required.

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☒ (2) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by the fee set forth in 37 C.F.R. § 1.17(p).

SUBMISSION UNDER 37 C.F.R. § 1.97(c)

INCLUDING A STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

☐ (3) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by a statement under 37 C.F.R. § 1.97(e)(1). The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of the accompanying Information Disclosure Statement.

SUBMISSION UNDER 37 C.F.R. § 1.97(c)

INCLUDING A STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

☐ (4) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by a statement under 37 C.F.R. § 1.97(e)(2). The undersigned hereby states that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual having a duty of disclosure as set forth in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the accompanying Information Disclosure Statement.

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SUBMISSION UNDER 37 C.F.R. § 1.97(c)INCLUDING STATEMENTS UNDER 37 C.F.R. §§ 1.704(d) AND 1.97(e)(1)

[ ] (5) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by statements under 37 C.F.R. §§ 1.704(d) and 1.97(e)(1). The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of the accompanying Information Disclosure Statement and was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the accompanying Information Disclosure Statement.

SUBMISSION UNDER 37 C.F.R. § 1.97(d)INCLUDING A STATEMENT UNDER 37 C.F.R. §1.97(e)(1)

[ ] (6) Pursuant to 37 C.F.R. § 1.97(d), the enclosed Information Disclosure Statement is being filed on or before payment of the issue fee and is accompanied by a statement under 37 C.F.R. § 1.97(e)(1) and the fee required under 37 C.F.R. § 1.17(p). The undersigned hereby states that each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

SUBMISSION UNDER 37 C.F.R. § 1.97(d)INCLUDING A STATEMENT UNDER 37 C.F.R. §1.97(e)(2)

[ ] (7) Pursuant to 37 C.F.R. § 1.97(d), the enclosed Information Disclosure Statement is being filed on or before payment of the issue fee and is accompanied by a statement under 37 C.F.R. § 1.97(e)(2) and the fee required under 37 C.F.R. § 1.17(p). The undersigned hereby states that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to

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any individual having a duty of disclosure as set forth in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the accompanying Information Disclosure Statement.

SUBMISSION UNDER 37 C.F.R. § 1.97(d)

INCLUDING STATEMENTS UNDER 37 C.F.R. §§ 1.704(d) AND 1.97(e)(1)

[ ] (8) Pursuant to 37 C.F.R. § 1.97(d), the enclosed Information Disclosure Statement is being filed on or before payment of the issue fee and is accompanied by statements under 37 C.F.R. §§ 1.704(d) and 1.97(e)(1) and the fee required under 37 C.F.R. § 1.17(p). The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of the accompanying Information Disclosure Statement and was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the accompanying Information Disclosure Statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy Rule 98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, Applicant(s) does not necessarily adopt the position reflected by that report.

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The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 500845.

Respectfully submitted,

Dated: Feb 20, 2004

DALY, CROWLEY & MOFFORD, LLP

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Electronic Filing System (EFS) Data  
Electronic Patent Application Submission  
USPTO Use Only

#21/105  
3-3-04

EFS ID: 55843  
Application ID: 09548203  
Title of Invention: METHOD AND SYSTEM FOR  
SOFTWARE OBJECT TESTING  
First Named Inventor: Theodore Osborne  
Domestic/Foreign Application: Domestic Application  
Filing Date: 2000-04-13  
Effective Receipt Date: 2004-02-20  
Submission Type: Information Disclosure  
Statement  
Filing Type:  
Confirmation number: 6649  
Attorney Docket Number: EMPIR-019PUS  
Total Fees Authorized: 180.0  
Payment Category: Deposit Account  
Deposit Account Number: 500845  
Deposit Account Name: Kermit Robinson  
Access Code: \*\*\*\*  
RAM Payment Status: RAM success  
RAM User ID: EFSPROD  
RAM Accounting Date: 2004-02-20  
RAM Sequence Number: 31



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## TRANSMITTAL

Electronic Version v1.1

Stylesheet Version v1.1.0

Title of Invention	METHOD AND SYSTEM FOR SOFTWARE OBJECT TESTING															
<table><tr><td>Application Number:</td><td>09/548203</td><td rowspan="4"></td></tr><tr><td>Date:</td><td>2000-04-13</td></tr><tr><td>First Named Applicant:</td><td>Theodore M Osborne</td></tr><tr><td>Confirmation Number:</td><td>6649</td></tr><tr><td>Attorney Docket Number:</td><td>EMPIR-019PUS</td><td><div>RECEIVED FEB 24 2004 Technology Center 2100</div></td></tr></table>			Application Number:	09/548203		Date:	2000-04-13	First Named Applicant:	Theodore M Osborne	Confirmation Number:	6649	Attorney Docket Number:	EMPIR-019PUS	<div>RECEIVED FEB 24 2004 Technology Center 2100</div>		
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<p>I hereby certify that the use of this system is for OFFICIAL correspondence between patent applicants or their representatives and the USPTO. Fraudulent or other use besides the filing of official correspondence by authorized parties is strictly prohibited, and subject to a fine and/or imprisonment under applicable law.</p> <p>I, the undersigned, certify that I have viewed a display of document(s) being electronically submitted to the United States Patent and Trademark Office, using either the USPTO provided style sheet or software, and that this is the document(s) I intend for initiation or further prosecution of a patent application noted in the submission. This document(s) will become part of the official electronic record at the USPTO.</p>																
<table border="1"><thead><tr><th>Submitted by:</th><th>Elec. Sign.</th><th>Sign. Capacity</th></tr></thead><tbody><tr><td>Kermit Robinson Registered Number: 48734</td><td>/kr/</td><td>Attorney</td></tr></tbody></table>			Submitted by:	Elec. Sign.	Sign. Capacity	Kermit Robinson Registered Number: 48734	/kr/	Attorney								
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Comments